

Toffel, Melissa

From: Porter, Ruth M <Ruth.M.Porter@wv.gov>
Sent: Thursday, June 06, 2013 10:12 AM
To: amend, carol
Cc: Sizemore, Joe M
Subject: Information for Ernest Martin discussion on June 17, 2013
Attachments: Ernest Martin Timeline Summary.docx; FW: 39-214055 (A) Notification of Emergency Spill; 3-906331 Martin info request.pdf; 4-7-2012 Complaint Investigation.pdf; Martin Ernest #UST-13-001 unilateral 08 22 12.pdf

Carol

Here is a brief summary of events with some supporting documents for the Ernest Martin discussion that we have planned for June 17, 2013 at 9:30. If you have any questions, please let me know.

Ruth

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Ernest Martin Timeline Summary

Facility ID 3-906331, UST Order UST-13-001

March 30, 2012	Anonymous call comes into the Romney WVDEP office concerning a long of excavation activity at the site. UST Inspector from Wheeling office follows up on the call and finds out that a 2000 gallon unregulated heating oil tank is being removed at the site. UST Inspector conveys to Fred Tichnell, property leasee, that the heating oil tank is unregulated, but the gasoline and diesel tanks on the property are regulated.
April 7, 2012	Anonymous call comes into Emergency Spill Line. Caller reports that a possible unauthorized UST removal occurred during the night.
April 7, 2012	WVDEP Hazardous Waste Inspector investigates the spill line report.
April 25, 2012	Information request issued to Ernest Martin via certified mail concerning the April 7, 2012 incident on his property. Certified mail was refused by Martin.
June 13, 2012	Two WVDEP inspectors had delivered the April 25, 2012 Information request to Martin's home in MD. Martin refused deliver of the information request.
August 22, 2012	UST Order UST-13-001 was issued to Martin via certified mail. Certified mail was refused by Martin.
October 11, 2012	Two WVDEP inspectors take UST Order UST-13-001 to Martin's home in Maryland. Martin refuses the Order.
February 13, 2013	Preston County WV Sheriff's Office delivers order to the facility location in WV. Martin is not at the facility. The Sheriff's office gives the Order to Fred Tichnell, property leasee.

February 20, 2013	Garrett County Maryland Sheriff's office delivers Order to Martin's home in MD.
March 12, 2013	Martin sends letter to WVDEP in which he denies wrong doing and request appeal forms for the Order.
March 18, 2013	WVDEP sends letter to Martin (certified and uncertified mail) telling him that he needs to obtain the appeal forms from the Environmental Quality Board. Certified mail came back unclaimed by Martin.